

**SUPREME COURT MINUTES
TUESDAY, MAY 5, 1998
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Marathon Plaza Building, 303 Second Street, South Tower, 4th Floor, San Francisco, California, on May 5, 1998, at 9:00 a.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Mosk, Kennard, Baxter, Chin, and Brown.

Officers present: Robert Wandruff, Clerk; Walter Grabowski and Harry Kinney, Bailiffs.

Justice Werdegarr, not participating in consideration of the following case, did not take the bench.

The Honorable Carol A. Corrigan, Court of Appeal, First District, Division Three, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S065473 Kimberly Reno, Appellant

v.

Marijo Baird, Respondent

Cause called. Eric A. Angstadt opened argument for Respondent.

Thomas P. Klein, appearing for Amicus Curiae The Employers Group, continued argument for Respondent.

Phil Horowitz opened argument for Appellant.

Joseph Posner, appearing for Amicus Curiae California Employment Lawyers Association, continued argument for Appellant.

Mr. Angstadt replied.

Cause submitted.

Justice Corrigan, not participating in the following matters, departs the bench. The Court is joined at the bench by Justice Werdegarr. All other officers were present as before shown.

S058743 People, Respondent

v.

Michael Wayne Davis, Appellant

Cause called. George O. Benton argued for Appellant.

Gregg E. Zywicke, Deputy Attorney General, argued for Respondent.

Mr. Benton replied.

Cause submitted.

S060145 Yamaha Corporation of America, Respondent

v.

State Board of Equalization of State of California, Appellant

[TO BE CALLED AND CONTINUED TO JUNE, 1998.]

S061929 People, Respondent

v.

David Deloza, Appellant

Cause called. Gary Mandinach opened argument for Appellant.

Alan D. Tate, Deputy Attorney General, argued for Respondent.

Mr. Mandinach replied.

Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

Justice Chin, not participating in consideration of the following case, did not take the bench.

The Honorable Consuelo Callahan, Court of Appeal, Third District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S057133 Eda Artiglio et al., Appellants

v.

Corning Incorporated, et al., Respondents

Cause called. B. James Pantone argued for Appellant.

Michele L. Odorizzi argued for Respondent Dow Chemical.

Mr. Pantone replied.

Cause submitted.

Justice Callahan, not participating in the following matters,
departs the bench. The Court is joined at the bench by Justice Chin.
All other officers were present as before shown.

S007198 People, Respondent

v.

Jerry Grant Frye, Appellant

Cause called. David A. Lane opened argument for Appellant.

Marianne Wesson continued argument for Appellant.

Wanda Hill Rouzan, Supervising Deputy Attorney General,
argued for Respondent.

Mr. Lane replied.

Cause submitted.

S062670 People, Petitioner

v.

Los Angeles County Superior Court, Respondent

Melvin J. et al., Real Parties in Interest

Cause called. Michael F. Yamamoto argued for Real Party in
Interest Melvin J.

Larry E. Williams argued for Real Party in Interest Marcus J.

Shirley S. N. Sun, Deputy Los Angeles District Attorney, argued
for Petitioner.

Mr. Yamamoto replied.

Mr. Williams replied.

Cause submitted.

Court recessed until 9:00 a.m., Wednesday, May 6, 1998.

S011323 People, Respondent

v.

David Esco Welch, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including May 18, 1998.

No further extensions of time will be granted.

S018815 People, Respondent

v.

Raymond Anthony Gurule, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including June 3, 1998.

S065575 In re Steven Allen Champion

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including July 6, 1998.

S069891 James Lissner et al., Petitioners

v.

Alcoholic Beverage Control Appeals Board, Respondent

JTH Enterprises, Inc., Respondent

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District.

S069892 Donald R. Miller et al., Petitioners

v.

Alcoholic Beverage Control Appeals Board, Respondent

Jerry Centofanti et al., Respondent

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District.

